



1062312

**To:** Sarah Fowler

Date 1-23-97

**Pre-Construction Notification (PCN) File:** 199775016  
**Department of the Army (404) Permit**

U.S. Army Corps of Engineers, Sacramento District  
 Western Colorado Regulatory Office  
 400 Rood Avenue, Room 142  
 Grand Junction, Colorado 81501

**Contact at Corps:** NICK MEZEL

Ph. 970.243.1199

Fax 970.241.2358

Date of complete PCN at Corps

Date due for agency request for time (phone/fax)

Date due for agency comments if time requested

Date due for Corps response to applicant

1-23-97

1-21

1-31-97

2-10-97

2-11

2-22-97

2-16  
2-26

**Instructions:**

In accordance with 33 CFR Part 330, Nationwide Permit Program Regulations, December 13, 1996, we are transmitting a copy of the information provided by the applicant to impact waters of the United States. Contact the Grand Junction office by phone or fax by the "date due for agency request for time" only if you have substantive comments on the project; otherwise do nothing. Transmit your written substantive comments to arrive at the Grand Junction address of the Corps by "date due for agency comments" only if you have requested time to do so.

Applicant/ Agent: Larry Perino

: Sunnyside Gold Corp

Project Location: On Animas River at Howardsville,  
 : upstream of Silverton on San Juan Co. Road 2

Project Description and Comments:

: Relocation of mill tailings, including about  
 : .8 acre of contaminated wetlands. See  
 : details in attached application.

Relocation and stabilization of tailings will  
reduce adverse water quality in the Animas  
River and its wetlands. Nationwide # 38,  
Cleanup of Hazardous & Toxic Waste being  
considered.

**PCN destinations**

EPA, Sarah Fowler  
 fax 1.303.312.6071  
 ph 1.303.312.6192

FWS, Rick Krueger  
 fax 245.6933  
 ph 243.2778

DOW, Bill Clark,  
 fax 243.4611  
 ph 248.7175

SHPO, Jim Green  
 fax 1.303.866.4464  
 ph 1.303.866.4674



*Nick*  
DEC 13 1996  
Western Colorado Regulatory Office

**SUNNYSIDE GOLD CORPORATION**  
**AN ECHO BAY COMPANY**

P.O. Box 177 • Silverton, CO 81433  
Phone (303) 387-5533 • Telecopy (303) 387-5310  
December 11, 1996

Mr. Nick Mezei, Environmental Engineer  
U.S. Army Corps of Engineers  
402 Rood Avenue, Room 142  
Grand Junction, CO 81501

RE: 404 Permit Application for Historic Pride of the West  
Tailings - Mining Remediation Project (MRP), San Juan County

Dear Mr. Mezei:

Enclosed with this letter are four copies of an application for a Nationwide Type 26, Section 404 Permit. This permit is needed to implement a MRP that is part of a voluntary Consent Decree agreement between Sunnyside Gold Corporation (SGC) and the Colorado Department of Public Health and Environment-Water Quality Control Division (WQCD). This project would be implemented under CDPS Permit No. CO-0044768 and a San Juan County Land Use Permit in addition to the requested Section 404 Permit.

Attached to the permit application is a USGS quadrangle map for site location and a project plan view map with applicable cross-sections. In addition, a property claim boundary overlay map is included to show a potential project limitation boundary.

SGC has obtained access agreements from applicable landowners with the exception of the owners of the Henry M. Teller M.S. and the Gold Hill M.S.. These owners to-date have not granted SGC access to their property for this project. SGC intends to continue pursuit of their approval but if not granted would perform the remediation project on schedule to the extent possible without encroaching on their property. As you can see from the overlay and may remember from your site inspection, this area encompasses most of the identified "contaminated wetland" area but is only a small percentage of the project. Removal of the bulk of the material and source of wetland contamination would still be an effective remediation project to limit wetland contamination and potentially remediate additional wetland areas that may exist under the project area.

Therefore, SGC requests permit approval for the project as originally identified with the understanding that project area reduction would be necessary if owner access approval is not obtained.

Please contact me if you have any questions or if this submittal is not adequate for a permit decision and issuance.

Sincerely,

A handwritten signature in cursive script, appearing to read "Larry Perino".

Larry Perino  
Reclamation Manager

Project: Historic Pride of the West Tailings Removal Project  
Howardsville, San Juan County

Applicant: Sunnyside Gold Corporation  
P.O. Box 177 / #1 Gladstone  
Silverton, CO 81433  
Telephone: (970) 387-5533  
Fax: (970) 387-5310

Local Contact: Larry Perino  
Reclamation Manager

Stream: NA  
Wetland is a tributary to the Animas River

Area of Wetland Impact: NA

The proposed scope of this project is to remove historic mill tailings that were deposited either on a wetland area or on the fringe of the wetland. Excavation will be to natural ground contours and will extend the existing wetland to pre-disturbed boundaries if the area under the "project tailings" was a wetland before tailings placement.

The "contaminated wetlands to be remediated" area is approximately 0.8 acres. Tailings have migrated into this area through erosion from the "project tailings" area. These tailings will be removed from the wetland surface if approval for access to this area can be obtained. To-date the owners of this property have been reluctant to grant access. If access is not granted, the scope of work will be reduced to removal of tailings from the "project tailings" area. All areas of the project will be planted with appropriate vegetation after tailings removal.

Project Location: Latitude 37°50.2' Longitude 107°35.6'

Quantity of material to be discharged or excavated:

The entire project consists of removing an estimated volume of 70,000 cubic yards. Of this total, 300-600 cubic yards would be from the identified wetland area (assuming right of access is granted).

Tailings Removal Project  
Page 2

This removed material will be consolidated into the inactive tailings impoundment immediately NE of the project area pending Division of Minerals and Geology (DMG) approval of the area based on permeability testing (by owner) as evidence that consolidated tailings will not impact area water quality.

If DMG does not approve this area for tailings consolidation, the tailings will be transported to the Mayflower Mill - Tailings Pond #4 for consolidation.

*Do not want placed on inactive tailings —*

Equipment Description:

Excavation of the historic tailings will be accomplished with an excavator with haulage by 6-wheel drive dump trucks if placed in the nearby tailings impoundment or by 10 wheel dump trucks if hauled to Sunnyside Gold Corporation's active and permitted tailings pond (Mayflower Mill - Tailings Pond #4) located just north of Silverton on Hwy. 110 East.

*We want them to go further down than surface may want one of mind waste guys — dispose of old top soil.*

Type of Nationwide Permit Requested:

The Nationwide Permit type requested for this project is Type 26. Headwaters and Isolated Waters Discharges.

Presence of Endangered Species:

None known.

Historic Review:

The scope of this project was submitted to the SHPO for review. It was determined that the proposed project would not impact any historical sites.

Length of Project:

Material removal is scheduled for the 1997 construction season. Revegetation and planting of the site after tailings removal may extend into the 1998 construction season.

*to check it raining down —*

Tailings Removal Project  
Page 3

Purpose and Need for Project:

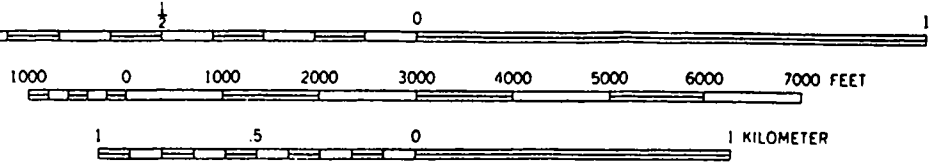
This project is sponsored by the Colorado Department of Public Health and Environment-Water Quality Control Division (WQCD) through a voluntary Consent Decree agreement between WQCD and Sunnyside Gold Corporation.

The purpose of this project is to improve water quality in the Animas river by removing a potential metal(s) and acidity source from contact with uncontrolled stormwater and groundwater springs.

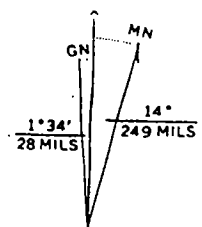
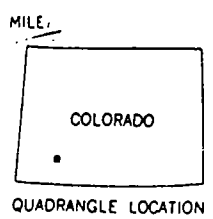
Signature: Larry Perino

Date: 12-11-96

Larry Perino-Reclamation Manager

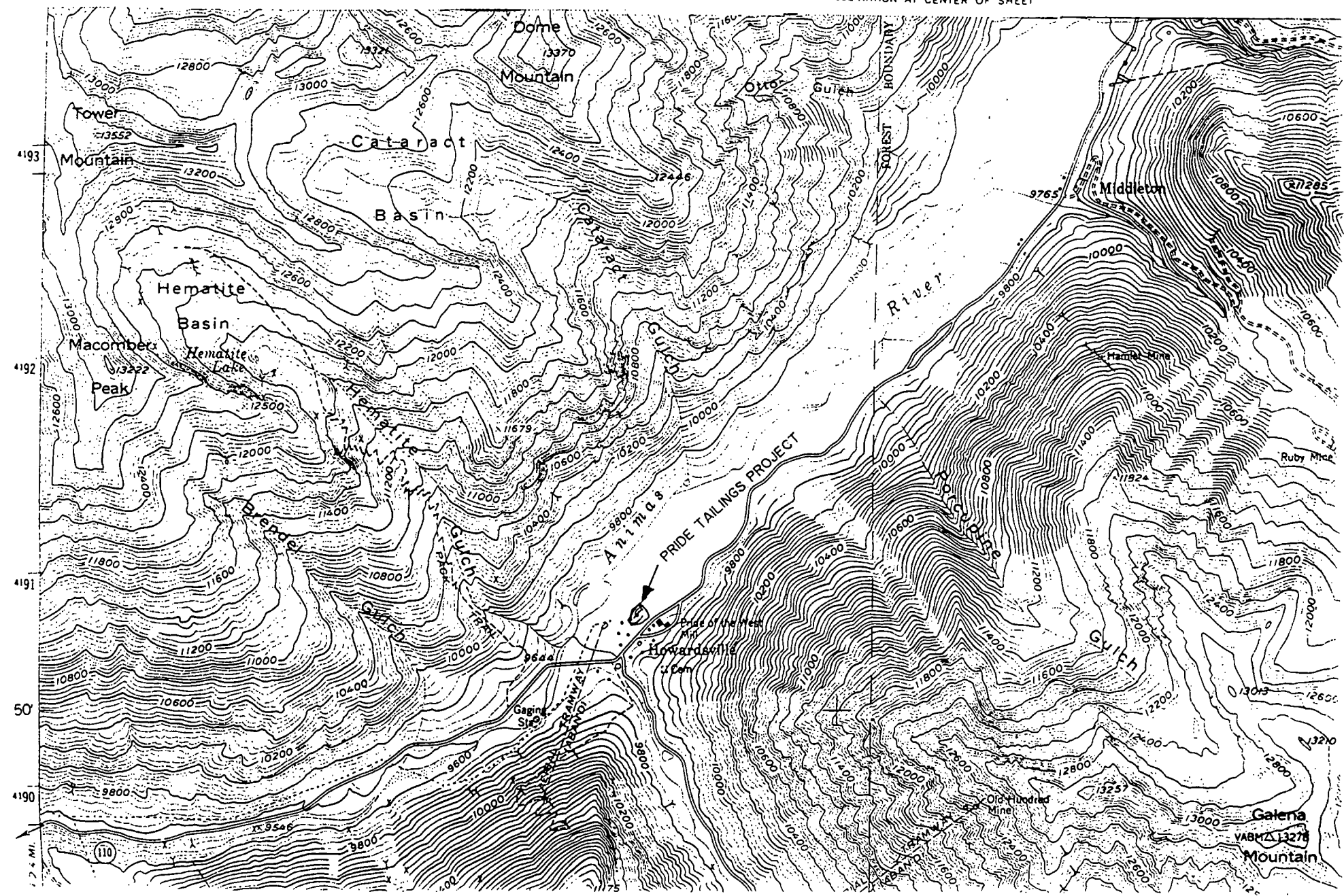


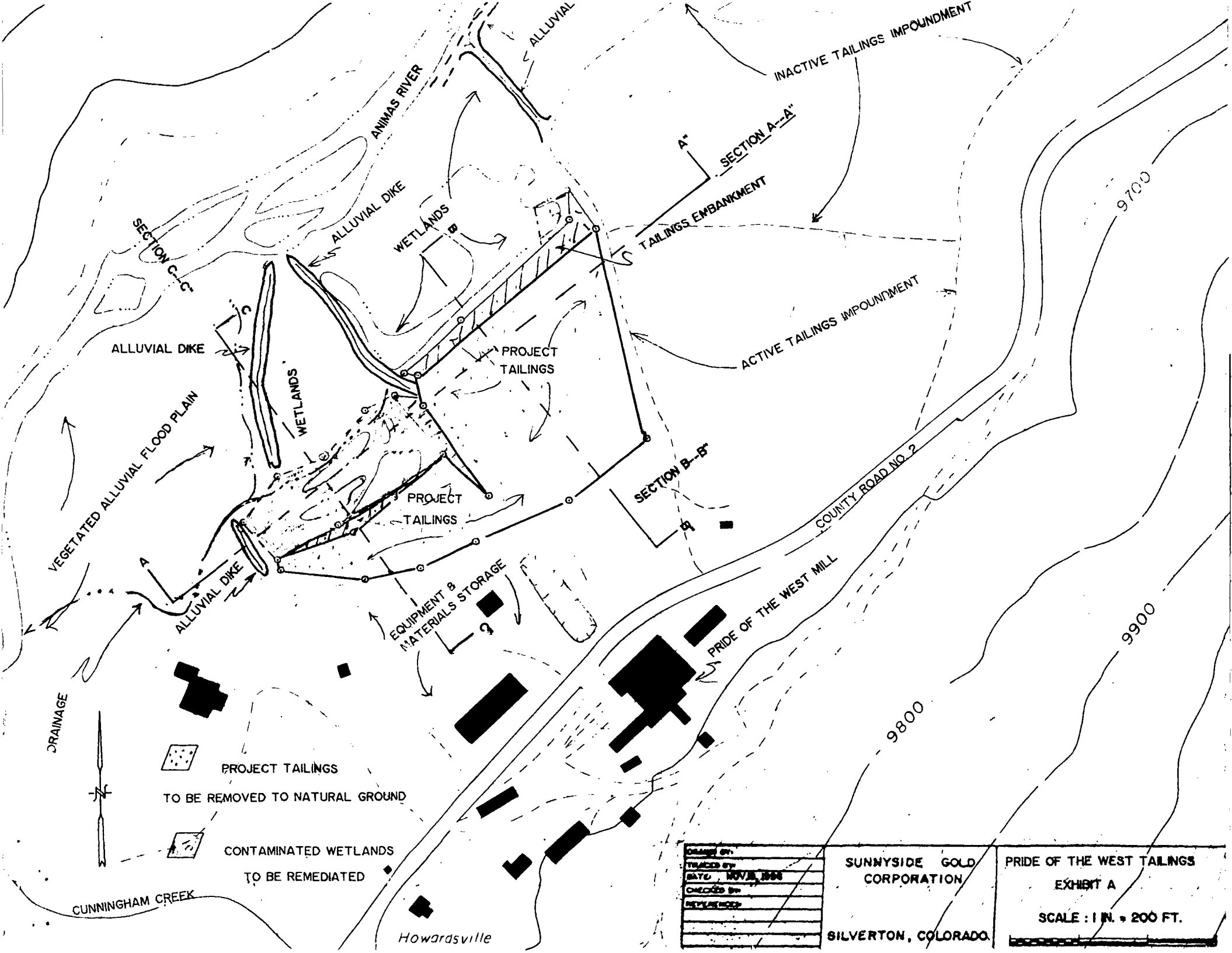
CONTOUR INTERVAL 40 FEET  
DATUM IS MEAN SEA LEVEL



HOWARDSVILLE, COLO  
SE/4 SILVERTON 15' QUADRANGLE  
N3745-W10730/7.5  
1955  
AMS 4459 I SE-SERIES V877

UTM GRID AND 1955 MAGNETIC NORTH  
DECLINATION AT CENTER OF SHEET





Drawn by	
Traced by	
Date	NOV 1984
Checked by	
Reviewed by	

SUNNYSIDE GOLD CORPORATION  
SILVERTON, COLORADO

PRIDE OF THE WEST TAILINGS  
EXHIBIT A  
SCALE: 1 IN. = 200 FT.



**TARGET SHEET**  
EPA REGION VIII  
**SUPERFUND DOCUMENT MANAGEMENT SYSTEM**

DOCUMENT NUMBER: 1062312

SITE NAME: UPPER ANIMAS MINING DISTRICT

DOCUMENT DATE: 01/23/1997

**DOCUMENT NOT SCANNED**

Due to one of the following reasons:

- ☐ PHOTOGRAPHS
- ☒ 3-DIMENSIONAL
- ☐ OVERSIZED
- ☐ AUDIO/VISUAL
- ☐ PERMANENTLY BOUND DOCUMENTS
- ☐ POOR LEGIBILITY
- ☐ OTHER
- ☐ NOT AVAILABLE
- ☐ TYPES OF DOCUMENTS NOT TO BE SCANNED  
(Data Packages, Data Validation, Sampling Data, CBI, Chain of Custody)

**DOCUMENT DESCRIPTION:**

EXHIBIT C - PRIDE OF THE WEST TAILINGS PROPERTY BOUNDARIES  
(TRANSPARENCY)